THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.3871 of 1999

Dated:19.12.2007

Between

1.K.Mani and another.

..Petitioners

and

DNR College, Bhimavaram and others.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.3871 of 1999

ORDER:

This writ is filed seeking a Mandamus to direct the respondents to regularize services of the petitioners, as Lecturers in Telugu, in Post Graduate Course in 1st respondent-College with effect from the date of their first appointment after declaring the said appointment as valid and to issue consequential direction to the respondents to pay the regular scale of pay to the petitioners with all consequential and attendant benefits.

It is the case of the petitioner that he passed M.A in Telugu with 55.60 aggregate from Andhra University. 2nd petitioner passed M.A in Telugu with 66% and also passed M.Phil from Andhra University. 1st respondent

College is a private aided recognized institution with Degree and Post Graduate courses. The Post Graduate section is treated as a separate unit. The State Government issued orders in G.O.Ms.No.1190 Education (Z) Department dated 26.10.1981 prescribing the method of recruitment and conditions of service of teachers working in Post Graduate centers in affiliated colleges. As per the said G.O, the procedure for recruitment for post graduate teachers shall be the same in the case of University College Teachers and all appointments made in clear vacancies based on the recommendations of the Selection Committee constituted by the University should be treated as regular appointment and teachers shall be deemed to have been put on probation from the date of joining. The staff pattern prescribes six teachers for one section in M.A Telugu with 2 specializations. The work load as far as Lecturers in Arts and Commerce is concerned, it is 10 hours for not more than 2

subjects and not less than 2 hours for tutorials. 1st and 2nd petitioners were duly appointed as Lecturers in Telugu in clear vacancies after being subjected to process of selection. 1st respondent vide proceedings dated 16.8.1997 issued orders entrusting the petitioners with teaching work in the Department of Telugu on part-time basis with consolidated remuneration of Rs.1000/- P.M and that the orders would be subject to the approval of the Governing Body. The Governing Body by resolution in its meeting held on 20.09.1997 ratified their appointments. Though the petitioners were appointed after being subjected to process of selection, their appointments were described as part-time. According to the petitioners, they are working continuously since the date of their appointment and they were given work load of 20 to 21 hours per week. They are discharging their duties to the utmost satisfaction of one and all. In pursuance of the

orders issued by 3rd respondent in various G.Os, almost all the part-time Lecturers in private degree and junior colleges in the State are being regularized till date.

A detailed counter-affidavit has been filed by the respondents denying the allegations made by the petitioners.

Be that as it may, now the learned counsel for the petitioners states that 1st respondent has sent proposals to 2nd respondent for approval of regular appointment of the petitioners and the same is pending.

In view of the above, without expressing any opinion on merits, 2nd respondent is directed to consider for grant of approval of the proposals sent by 1st respondent on 4.12.2000 for regular appointment of the petitioners, if not already made. This exercise shall be completed within a period of eight weeks from the date of receipt of a copy of this order.

Writ petition is disposed of accordingly. No costs.

19-12-2007

rkk